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**JUL 11 2006**

**OFFICE OF PETITIONS**

In re Application of	:	
Gary R. Higgins	:	
Application No. 10/775,492	:	DECISION ON TWO PETITIONS
Filed: February 10, 2004	:	UNDER 37 C.F.R. §§
Attorney Docket No. 3144	:	1.181 and 1.182
Title: TOILET TANK ADAPTER	:	

This is a decision on the petition filed on April 3, 2006 under 37 C.F.R. §1.182, to transfer an amendment into the proper electronic file. The Office will construe Petitioner's submission to also contain a petition under 37 C.F.R. §1.181 to withdraw the holding of abandonment.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action, mailed August 1, 2005, which set a shortened statutory period for reply of three months. No response was received, and no extensions of time under the provisions of 37 C.F.R. §1.136(a) were requested. Accordingly, the above-identified application became abandoned on November 2, 2005. A notice of abandonment was mailed on March 31, 2006.

The petition under 37 C.F.R. §1.182:

The petition fee has been charged to Petitioner's Deposit Account, as authorized in the petition.

The non-final Office action was mailed on August 1, 2005, and set a three-month period for response. On October 14, 2005, a response was received, which bore the incorrect application number 10/755,492. Consequently, this response was matched with application number 10/755,492. With the present petition, Petitioner has requested that the response of October 14, 2005 be removed from the electronic

file associated with 10/755,492, and placed into the electronic file associated with the present petition.

The petition under 37 C.F.R. §1.182 is **GRANTED**. The response of October 14, 2005 will be placed into the electronic file associated with the present petition in due course.

The petition under §1.181:

Pursuant to the discussion above, the petition under 37 C.F.R. §1.181 is **GRANTED**. The notice of abandonment is hereby **WITHDRAWN**.

The Technology Center will be notified of this decision. The Technology Center's support staff will notify the Examiner of this decision, so that the amendment of October 14, 2005 can be processed.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225. All other inquiries concerning examination procedures or status of the application should be directed to the Technology Center.



**Paul Shanowski**  
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**Office of Petitions**  
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